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APPLICANT : ANDRIANJARA, ET AL. EXAMINER : RAO, D.
SERIAL NO : 10/075,654 ART UNIT : 1624
FILED : FEBRUARY 14, 2002 PAPER NO :
FOR : TRIAZOLO COMPOUNDS AS MMP INHIBITORS

**DECLARATION UNDER 37 C.F.R. § 1.132
OF INVENTION OF COMMON SUBJECT MATTER**

As a below named inventor, I hereby declare that:

- (1) I believe that I am the original, first, and joint inventor of the subject matter that is claimed in United States Patent Application Number 10/075,654 ("10/075,654"), filed February 14, 2002.
- (2) A copy of a filing receipt in 10/075,654 is enclosed herewith as EXHIBIT A.
- (3) 10/075,654 claims benefit under 35 U.S.C. § 119(e) of United States Provisional Patent Application Number 60/268,757 ("60/268,757"), filed February 14, 2001.
- (4) I believe that I am the original, first, and joint inventor of the subject matter that was claimed in 60/268,757.
- (5) A certified copy of 60/268,757 is enclosed herewith as EXHIBIT B.

(6) United States Patent Application Publication Number 2003-0078276

("2003-0078276") was published on April 24, 2003.

(7) A copy of 2003-0078276 is enclosed herewith as EXHIBIT C.

(8) 2003-0078276 is a publication of United States Patent Application Number 10/075,069 ("10/075,069"), filed February 13, 2002.

(9) 10/075,069 claims benefit under 35 U.S.C. § 119(e) of United States Provisional Patent Application Number 60/268,821 ("60/268,821"), filed February 14, 2001.

(10) A certified copy of 60/268,821 is enclosed herewith as EXHIBIT D.

(11) On page 78, at line 10, 60/268,821 refers to a co-pending application that is identified as having docket number "A0000477".

(12) On page 1 of 2 of its "PROVISIONAL APPLICATION FOR PATENT COVER SHEET (LARGE ENTITIY)" and on the title page of its specification, 60/268,757 identifies Applicants' docket number as "A0000477L1-01CA".

(13) 60/268,821 and 60/268,757 were co-pending on February 14, 2001.

(14) As evidenced on page 1 of 2 of their respective "PROVISIONAL APPLICATION FOR PATENT COVER SHEET (LARGE ENTITIY)" documents, 60/268,821 and 60/268,757 were co-filed on February 14, 2001, by Mr. Charles W. Ashbrook, Registration number 27,610, of the Warner-Lambert Company.

(15) 60/268,821 discloses certain subject matter that is common to, and claimed in, 60/268,757.

(16) I believe that "A0000477" on page 78, at line 10, of 60/268,821 refers to 60/268,757.

(17) I believe that I am the original, first, and joint inventor of all of the subject matter that is disclosed in 60/268,821 and is common to, and claimed in, 60/268,757.

(18) 60/268,821 discloses certain subject matter that is common to, and claimed in, 10/075,654.

(19) The subject matter described by statement (18) above is the same as the subject matter described by statement (15) above.

(20) I believe that I am the original, first, and joint inventor of all of the subject matter that is disclosed in 60/268,821 and is common to, and claimed in, 10/075,654.

(21) I further declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

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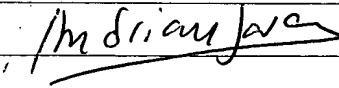
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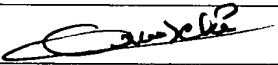
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